

on January 1, 2010. Those participating in the global holiday can be invited to ring a bell, share a meal, and make a pledge in the name of peace. Through these acts we will become better neighbors within the global community.

In closing, I ask that my colleagues join me in support of this resolution recognizing Global Family Day, One Day of Peace and Sharing and requesting that the President lead the country in this holiday's recognition. By working together as one global family, we can better meet the challenges humanity will surely face in the years to come.

THE FINANCIAL CRISIS, TARP AND
PAY-GO

HON. PAUL RYAN

OF WISCONSIN

IN THE HOUSE OF REPRESENTATIVES

Friday, December 11, 2009

Mr. RYAN of Wisconsin. Madam Speaker, in September of 2008, credit markets seized up. Many did not understand the full ramifications of the financial crisis at the time that has since resulted in a deep recession with high unemployment. To respond to that crisis, Congress came together on a bipartisan basis and enacted the Emergency Economic Stabilization Act of 2008, EESA, that included the Troubled Asset Relief Program, TARP.

During the debate on that bill, there was tremendous controversy over the \$700 billion in authority the administration was seeking to help stabilize financial markets and to avoid a much more severe economic crisis. Treasury was ultimately granted this extraordinary authority, but Congress included many key taxpayer protections. Among those protections, we wanted to make sure that TARP did not become a piggy bank for Congress to use to fund other programs.

The Senate has a budget procedure that is designed to keep funding designated as an emergency from being used as an offset in the future for budget enforcement purposes. The House does not have this procedure for mandatory spending bills, such as the TARP, or tax legislation. It was agreed to at that time that TARP funds could not be used as an offset for new programs or tax reductions for the purposes of budget enforcement. The EESA designated TARP as an emergency for the purposes of Senate enforcement. In the House, the budget is enforced through clause 10 of rule XXI of the Rules of the House of Representatives, the pay-as-you-go rule, and the Congressional Budget Act of 1974.

In order to assure this, Section 204 of the TARP law includes the following language: "rescissions of any amounts provided in this Act shall not be counted for purposes of budget enforcement."

This language can only mean one of two things: (1) It means legislation considered by the House of Representatives must find other offsets for new spending or tax reductions and may not use unexpended TARP resources to comply with budget-related points of order; or (2) It means nothing.

The budget and the treatment of TARP and emergencies is a technical matter and it posed a challenge to draft this language under the extraordinary circumstances and pressures involved in the drafting of the EESA. However, the clear intent of the counsels involved in the

drafting of the specific legislative language was that TARP should not be used to fund new programs, the expansion of existing programs, or for tax reductions.

The Wall Street Reform and Consumer Protection Act of 2009, H.R. 4173, includes language effectively cancelling \$10.2 billion in TARP funds in order to offset the effects of increased spending, and only by virtue of the TARP funds, is considered to abide by the pay-as-you-go point of order.

Using TARP to offset new programs is clearly inconsistent with the agreement on the TARP and the EESA when it was enacted on a bipartisan basis in 2008 and I believe it is inconsistent with a plain reading of the law.

This was an instance when we were working together and it is unfortunate that the law and the rules are now being interpreted to allow the TARP to become a piggy bank to increase spending, deficits, and debt.

HONORING AMANDA FERRANDINO
FOR RECEIVING THE PRES-
TIGIOUS FULBRIGHT SCHOLAR-
SHIP

HON. STEVE ISRAEL

OF NEW YORK

IN THE HOUSE OF REPRESENTATIVES

Friday, December 11, 2009

Mr. ISRAEL. Madam Speaker, I rise today to acknowledge a young woman in my district, Amanda Ferrandino.

Ms. Ferrandino has been selected to receive a prestigious Fulbright award. The Fulbright Program is an international exchange program that is sponsored by the U.S. Department of State. Recipients of this award are selected on the basis of academic or professional achievement, as well as demonstrated leadership in their chosen fields. Ms. Ferrandino plans to study Anthropology in Bangladesh.

I congratulate her on this accomplishment and applaud her contribution to global education and international relations.

WALL STREET REFORM AND CON-
SUMER PROTECTION ACT OF 2009

SPEECH OF

HON. BOB ETHERIDGE

OF NORTH CAROLINA

IN THE HOUSE OF REPRESENTATIVES

Wednesday, December 9, 2009

The House in Committee of the Whole House on the State of the Union had under consideration the bill (H.R. 4173) to provide for financial regulatory reform, to protect consumers and investors, to enhance Federal understanding of insurance issues, to regulate the over-the-counter derivatives markets, and for other purposes:

Mr. ETHERIDGE. Madam Chair, I rise in support of H.R. 4173, the Wall Street Reform and Consumer Protection Act of 2009.

The chaos that began last year on Wall Street has cost the country billions of dollars, rippled throughout the economy, and threatened to topple our entire financial system. Strong measures are required to address such a breakdown, and H.R. 4173 delivers a comprehensive set of financial regulations that in-

crease accountability and oversight for Wall Street and much of America's financial sector.

Earlier this year we saw the widespread damage that can occur when institutions like AIG or Lehman Brothers fail. This bill makes sure the taxpayer is not responsible for bailing out such firms, by establishing a process for dismantling failing financial institutions. By creating a new Systemic Dissolution Fund, large Wall Street firms will be in charge of paying the cost for risks they create instead of taxpayers. In addition, a Financial Stability Council will be created to identify and regulate financial institutions that are so large or interconnected that they pose a system risk to the economy as a whole. We must avoid the problems posed by firms that are "too big to fail" in the future.

For years, I have argued that the wild west of speculation in derivatives markets must end. Unregulated speculation may be responsible for wide swings and increases in the price of energy for consumers and feed for farms. This bill would strengthen derivatives market oversight, and for the first time ever, regulate the over-the-counter derivatives market for transactions between dealers and major swap participants. This provision will help prevent entities from driving up the cost of commodities and products and manufacturing risk in the larger economy.

H.R. 4173 also takes a major step forward in consumer protection by creating the Consumer Financial Protection Agency (CFPA). This agency would be devoted to stopping unfair practices and preventing abusive financial products from entering the marketplace. The CFPA would cover a wide range of financial institutions, including non-bank financial institutions, and would impose effective consumer protections for subprime mortgages, overdraft fees, credit card practices, and other financial products.

This bill includes other critical provisions for oversight and streamlining of the financial system like creating a Federal Insurance Office, reforming the credit ratings agencies that assess the value of the many financial products in our economy, and cleans up abusive practices in the mortgage lending industry that contributed to the collapse of the housing market. This regulation is long overdue and will benefit all Americans and businesses that depend on our financial institutions.

I support this reform of our financial industry, and I urge my colleagues to join me in voting for its passage.

A TRIBUTE TO POLICE LT. BILL L.
CRANFILL FOR THREE DECADES
OF SERVICE TO THE CITIZENS
OF REDLANDS, CA

HON. JERRY LEWIS

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

Friday, December 11, 2009

Mr. LEWIS of California. Madam Speaker, I would like to pay tribute today to Redlands Police Lt. Bill L. Cranfill, who has provided protection and service to the city's residents for more than three decades and has helped make the force one of the most professional and well-respected in the region.

Bill Cranfill began working with the Redlands Police Department in 1976 as a volunteer reserve officer, and was hired as a permanent officer in May 1978. He graduated

from the San Bernardino County Sheriff's Academy that year and holds both a bachelor's and master's degree from La Salle University.

Officer Cranfill won the first of the two Meritorious Service Awards he has received in 1980 for rescuing a woman from a burning building.

He was promoted to corporal in 1981 and was made a sergeant in 1985. After completing a wide range of leadership training, including the FBI Academy, he became a lieutenant in 1998.

Lieutenant Cranfill has helped to make the Redlands Police Department one of the most professional and progressive forces in the region, working alongside Police Chief Jim Bueerman and other top officers like Lt. Dan Shefcik, Lt. Rogelio Garcia and Commander Tom Fitzmaurice.

During his career, Lieutenant Cranfill has headed the Patrol Services Bureau and the Investigative Services Bureau. He has been the department's crisis negotiation coordinator, and was named the Redlands Public Safety Manager of the Year in 2008.

For many in the Redlands community, however, Lieutenant Cranfill is known as the Director of Public Safety for the University of Redlands. Serving under contract in that role for much of the past decade, Lieutenant Cranfill has helped the university maintain top standards for security, courtesy and evenhanded discipline with an open campus that is an asset to the community around it.

Beyond his high-profile role with the university, Lieutenant Cranfill is well-known for community involvement. He has helped run the Redlands Emergency Services Academy, which trains high school graduates in police and fire techniques, and is a strong supporter of the Redlands Bicycle Classic, an internationally-known bicycle race.

He is an active member of the Redlands Morning Kiwanis and has served as the Redlands Police Department's representative to the United Way. He has volunteered numerous times for Tipa-Cop fundraisers for local charities, ran in the annual Law Enforcement Torch Run and Redlands Community Hospital Run for Life benefiting the Special Olympics and participated frequently in the Loma Linda University Medical Center Children's Hospital Halloween event.

Madam Speaker, after 30 years of dedication to law enforcement, Lt. Bill L. Cranfill is retiring this month. Please join me in thanking him for his decades of providing safety and service to the residents of Redlands, and wish him well in his future endeavors.

INTRODUCTION OF THE STOPP ACT

HON. BOB GOODLATTE

OF VIRGINIA

IN THE HOUSE OF REPRESENTATIVES

Friday, December 11, 2009

Mr. GOODLATTE. Madam Speaker, private ownership of property is vital to our freedom and our prosperity, and is one of the most fundamental principles embedded in our Constitution. The Founders realized the importance of property rights when they codified the Takings Clause of the Fifth Amendment to the Constitution, which requires that private property

shall not be taken "for public use, without just compensation." This clause created two conditions to the government taking private property: That the subsequent use of the property is for the public and that the government gives the property owners just compensation.

However, the Supreme Court's recent 5–4 decision in *Kelo v. City of New London* is a step in the opposite direction. This controversial ruling expands the ability of State and local governments to exercise eminent domain powers to seize property under the guise of "economic development" when the "public use" is as incidental as generating tax revenues or creating jobs, even in situations where the government takes property from one private individual and gives it to another private entity.

By defining "public use" so expansively, the Court essentially erased any protection for private property as understood by the Founders of our Nation. In the wake of this decision, State and local governments can use eminent domain powers to take the property of any individual for nearly any reason. Cities may now bulldoze private citizens' homes, farms, and small businesses to make way for shopping malls or other developments.

I completely agree with Justice O'Connor who, in her dissent in the *Kelo* case, wrote: "Today the Court abandons this long-held, basic limitation on government power. Under the banner of economic development, all private property is now vulnerable to being taken and transferred to another private owner, so long as it might be upgraded. To reason, as the Court does, that the incidental public benefits resulting from the subsequent ordinary use of private property render economic development takings "for public use" is to wash out any distinction between private and public use of property—and thereby effectively to delete the words "for public use" from the Takings Clause of the Fifth Amendment."

For these reasons, I have introduced legislation with Representative STEPHANIE HERSETH SANDLIN to ban all Federal economic development money for a period of two years for any State or local government that uses eminent domain for private economic development purposes.

The STOPP act also prohibits funding to a State or local government that fails to provide relocation assistance to a person displaced from property by any use of eminent domain for an economic development purpose. Relocation assistance must meet the level and be of the same manner as that required under the Uniform Relocation and Real Property Acquisition Policies Act of 1970. The STOPP act also provides landowners with a right to enforce the prohibition of funds under this act.

No one should have to live in fear of the government snatching up their home, farm, or business, and the Private Property Rights Protection Act will help to create the incentives to ensure that these abuses do not occur in the future.

WALL STREET REFORM AND CONSUMER PROTECTION ACT OF 2009

SPEECH OF

HON. BARBARA LEE

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

Wednesday, December 9, 2009

The House in Committee of the Whole House on the State of the Union had under consideration of the bill (H.R. 4173) to provide for financial regulatory reform, to protect consumers and investors, to enhance Federal understanding of insurance issues, to regulate the over-the-counter derivatives markets, and for other purposes:

Ms. LEE of California. Madam Chair, I rise in support of H.R. 4173 and Chairman BARNEY FRANK's manager's amendment.

I want to thank the Chairman for his hard work and dedication to Comprehensive financial reform and strong protections for consumers. It is vital that we have a stand alone agency whose sole mission is to protect the rights of consumers.

For too long our financial regulatory framework put the protection and stability of financial institutions first and too often ignored the impact on American consumers and retail investors.

The Consumer Financial Protection Agency will help ensure that Wall Street will not be able to bring our economy to the brink of disaster ever again.

I also want to thank Chairman FRANK and the members of the Financial Services Committee for working with Congresswoman MAXINE WATERS and the Congressional Black Caucus to include several important provisions in the bill.

Specifically, thanks to their focused work, this bill will include \$3 billion in funds to provide relief for unemployed homeowners. It will extend credit for the recently unemployed that will help save homes from foreclosure.

This bill will stop the spread of foreclosure rescue scams and includes a vital \$1 billion increase in Neighborhood Stabilization Funds to protect our hardest hit communities.

Lower income communities and communities of color were targeted for these unaffordable and unethical products that are now driving millions of families into foreclosure.

Access to financial services and insurance products for historically underserved communities is strengthened.

The Office of Minority Inclusion, whose goal will be to make sure that all Americans have the equal protection of the work of the entire Federal financial regulatory framework is included in this bill.

Fairness of access and opportunity, transparency and strong enforcement of securities regulations are vital to bringing our economy back from recession and ensuring that the uncontrolled risk taking on Wall Street will never again have such a devastating impact on the entire economy.

Again, thank you Chairman FRANK, Congresswoman WATERS and the Financial Services Committee for such an important bill.